



Edward Federowicz
98 West 32nd Street
Bayonne, New Jersey 07002
Phone 201.339.0502
E-mail lspma2@aol.com

3621
1FW

November 7, 2005

United States Patent & Trademark Office
Commissioner For Patents
Attn: Kenneth J. Dorner, Special Programs Examiner
Box 1450
Alexandria, VA 22313-1450

Re: Application No. 09/940.211 "SHIFT"
Response To September 15, 2005 Denial Of Petition
Request For Reconsideration Based On USPO Documentation

Dear Sir:

Attached please find a copy of the Return Receipt and Certified Mail Receipt demonstrating that the material relating to the December 14, 2004 Response to the Office Action was indeed mailed.

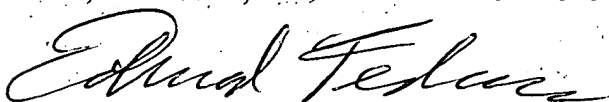
The reason for delay in responding to the Sept. 15, 2005 Denial was that I was attempting to communicate with Ms. Sherr to have her verify that she did in fact receive the Dec. 14, 2004 response material. I was finally able to contact Ms. Sherr this morning at 571-272-6711. Ms. Sherr stated she was out of the office due to a family matter and apologized for not sending the requested documents. Ms. Sherr can verify all of the above if needed.

I would also appreciate if the patent application would be reinstated and processed and that I be informed of what action the Patent Office will take under the circumstances noted above.

Respectfully submitted,


Edward Federowicz

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on November 7, 2005.


Edward Federowicz



***** WELCOME TO *****

BAYONNE MPO

BAYONNE, NJ 07002-9998

12/16/04 11:33AM

Store USPS Trans 53
Wkstn sys5005 Cashier KX8807
Cashier's Name GERRY
Stock Unit Id SIAGS
PO Phone Number 800-275-8777
USPS # 3356730801

1. First Class 4.65
Destination: 22313
Weight: 1.10 oz.
Postage Type: PVI
Total Cost: 4.65
Base Rate: 0.80

SERVICES
Certified Mail 2.30
70040750000323082441

Rtn Rcpt (Green Card) 1.75

2. Priority Mail 4.40

Destination: 07001
Weight: 1 lb. 7.50 oz.

Postage Type: PVI
Total Cost: 4.40
Base Rate: 3.95

SERVICES
Delivery Conf (retail) 0.45
03033430000215212504

Subtotal 9.05
Total 9.05

MasterCard 9.05

<23-903311942-95>

MasterCard
ACCT. NUMBER EXP CLERK ID
XXXX XXXX XXXX 1980 09/06 01
AUTH 018044 CREDIT TRANS # 187

ALL SALES FINAL ON STAMPS AND POSTAGE.
REFUNDS FOR GUARANTEED SERVICES ONLY.

Number of Items Sold: 2

FOR A LAST MINUTE GIFT IDEA
FIRSTCLASS PHONECARDS
ARE A GREAT SOLUTIONS

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Address <input type="checkbox"/></p> <p>B. Received by (Printed Name) <input type="checkbox"/> Date of Delivery <input type="checkbox"/></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>	
<p>1. Article Addressed to RECEIVED U.S. PATENT OFFICE ATTN: CA DEPT 88 BOSTON ORG. TQ 3600 Bldg/Rm C146 P.O. Box 1450 ALEXANDRIA, VA 22313</p>		<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer Mail) 7004 0750 0003 2308 2441</p>		<p>Domestic Return Receipt PS Form 3811, February 2004</p>	

U.S. Postal Service

CERTIFIED MAIL[®] RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

OFFICIAL USE

Postage	\$ 0.60	UNIT ID: 0801
Certified Fee	2.30	Postmark Here
Return Receipt Fee (Endorsement Required)	1.75	Clerk: KX8807
Restricted Delivery Fee (Endorsement Required)		12/16/04
Total Postage & Fees	\$ 4.65	

Sent To	U.S. PATENT OFFICE
Street, Apt. No., or PO Box No.	PO Box 1450
City, State, ZIP+4	ALEXANDRIA, VA 22313-1450

PS Form 3850, June 2002

See Reverse for Instructions